

FISCAL NOTE

SB 2814 – SB 3527

February 22, 2006

SUMMARY OF BILL: Expands the definition of buying and selling public offices to include using publicly recognizable symbols of such office to influence the outcome of any election or to promote any official candidate for any office. A violation of this offense would be a Class C felony.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – \$3,300 / Incarceration*

Assumptions:

- One Class C felony every five years with 0.9 years time served (328.725 days). The annualized time served per conviction is 65.74 days (0.20 annual number of convictions x 328.725 days served). According to the Department of Correction, the average operating cost per inmate per day for calendar year 2006 is \$50.02. The annualized cost per conviction is \$3,300 ($0.20 \times 328.725 \times \$50.02 = \$3,288.56$).
- According to the U.S. Census Bureau, population growth in Tennessee has been 1.09 percent per year for the past 10 years, yielding a projected compound population growth of 13.6% over the next ten years. No significant incarceration cost increase will occur due to population growth in this period.
- According to the Administrative Office of the Courts, there were no felony convictions under this statute for the past ten years.

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

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A handwritten signature in black ink, reading "James W. White". The signature is written in a cursive style with a large, stylized "J" and "W".

James W. White, Executive Director